

**RESPONSE UNDER 37 C.F.R. 1.116 – EXPEDITED
PROCEDURE - EXAMINING GROUP 1642**

Attorney's Docket No. 3477-89

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Egan et al.
Serial No. 09/674,237
Filed: July 24, 2001
For: *ESE GENES AND PROTEINS*

Group: 1642
Examiner: M.T. Davis
Confirmation No. 4932

Date: January 14, 2005

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION AND FEE FOR EXTENSION OF TIME
(37 C.F.R. § 1.136(a))**

1. This is a petition for an extension of time for a total period of 1 (one) month to respond to the Official Action dated September 16, 2004.

2. A response in connection with the matter for which this extension is requested:

☒ is filed herewith.

☐ has been filed.

3. Applicant:

☒ Claims small entity status. See 37 CFR 1.27.

☐ Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

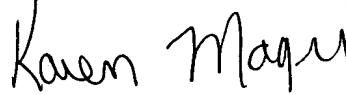
| | <u>Total Months Requested</u> | <u>Fee For Other Than Small Entity</u> | <u>Fee for Small Entity</u> |
|-------------------------------------|-----------------------------------|--|---------------------------------|
| <input checked="" type="checkbox"/> | one month | \$120.00 | \$60.00 |
| <input type="checkbox"/> | two months | \$450.00 | \$225.00 |
| <input type="checkbox"/> | three months | \$1,020.00 | \$510.00 |
| <input type="checkbox"/> | four months | \$1,590.00 | \$795.00 |
| <input type="checkbox"/> | five months | \$2,160.00 | \$1,080.00 |

Fee \$60.00

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- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card (Form PTO-2038) is enclosed.
- ☒ Charge Deposit Account No. 50-0220 for any additional extension and/or fee required or credit for any excess fee paid.

Respectfully submitted,



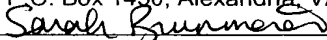
Karen A. Magri
Registration No. 41,965

CERTIFICATE OF EXPRESS MAILING

"Express Mail" mailing label number: EV472511322US

Date of Deposit: January 14, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Sarah Brunmeier

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